



City of Hermosa Beach

1315 Valley Drive, Hermosa Beach, CA 90254
310.318-0203 - Fax 310.372-6186
Email: recordsrequest@hermosabch.org



Received By: Tanesha Hudson
Referred To: P.D/City Mgr/VIKIC
Date Referred: 2/26/19

Public Records Request

The City of Hermosa Beach encourages public participation in the governing process and provides reasonable accessibility to all public records except those documents which are exempt from disclosure by express provisions of law or considered confidential or privileged under the law. The City is under no obligation to respond to requests which are not focused or specific. The City may withhold documents which are exempt from disclosure under state or federal law, including the attorney-client privilege or any other applicable privilege. The City, in accordance with Government Code Section 6253(b), has ten (10) days to respond to any request for public documents by indicating whether or not the documents exist and will be made available. Actual production of the documents may take somewhat longer depending upon their ease of availability and staff workload. To assist us in providing a timely response to your request, please fill out the form below and indicate the specific record/document you wish to review.

Name (please print): Corey W. Glave	Email: POAattorney@aol.com
Address: 632 S. Gertruda Ave	Phone: 323-547-0472
City: Redondo Beach, CA 90277	Fax:

Record or Document Requested:

To assist the City with your request, please identify each requested record/document separately. Please be as specific as possible. Non specific inquiries may cause responses to be delayed or may prove to be burdensome and therefore the City may not be able to respond. (Additional sheets may be used) **Submit all requests to the City Clerk's Office.**

See attached letter

See attached

Photocopies are \$0.20 per page (Mailing fee, if applicable is \$3.00 plus postage). Fees must be paid before records are released.

I agree to pay all applicable fees and charges per the City Council Resolution of Fees for any copies I request of the above mentioned document. Accepted method of payment: Cash or check. Credit card accepted in person only.

/s/ Corey W. Glave

02/26/2019

Signature

Date

For Departmental Use Only:

Action Requested:
 Review Only
 Copies Requested

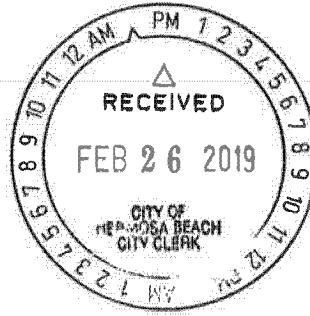
Action Taken:
 Document Reviewed
 Copies Provided
 Refusal/Reason _____

By _____ Date _____
 Non-Existent Document
 Other (Please Explain) _____

For City Clerk's Use Only:

Date Requestor Notified _____ Notified By: _____ Date Picked Up or Mailed _____

COREY WILLIAM GLAVE
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632 S GERTRUDA AVE
REDONDO BEACH, CALIFORNIA 90277
TELEPHONE (323) 547-0742
E-mail POAattorney@aol.com



February 26, 2019

VIA E-MAIL AND
FIRST CLASS MAIL

Suja Lowenthal
City Manager
1315 Valley Drive
Hermosa Beach, CA 90254

Re: Request for Public Records

Ms. Lowenthal

This office represents the Hermosa Beach Police Officers Association (POA). Pursuant to California Government Code Section 6250, et seq., we are making a Public Records Act request for all documents referencing the purported requests to the POA to meet and confer regarding implementation and/or modification of audio recording policies and/or video recording policies.

Specifically, this request includes true and correct copies of any and all of the following:

1. Copies of all versions of Police Department Policy O3.08-Audio/Video Recording from 2001 to present;
2. Copies of any and all versions of Police Department Policy O3.08, Mobile Video System, from 2001 to present;
3. Copies of any and all versions of Police Department Policy O3.09, from 2001 to present;
4. Copies of all IT records/copies of all electronic communications between (meaning sent from and/or received by) employees/representatives of the City of Hermosa Beach, (including, but not limited to Sharon Papa, Milton McKinnon, Landon Phillips Thomas Bakaly, John Jalili, Sergio Gonzalez, Suja Lowenthal; Vicki Copeland, Vanessa Godinez, Robert Blackwood, and/or members of the Hermosa Beach City Council) and the members of the Hermosa Beach Police Officers Association regarding meeting and conferring over implementation and/or modification of the Audio/Video Recording policies of the Hermosa Beach Police Department January 1, 2009, to present;
5. Copies of all IT records/copies of all electronic communications between (meaning sent from and/or received by) employees/representatives of the City of Hermosa Beach, (including, but not limited to Sharon Papa, Milton McKinnon, Landon Phillips Thomas Bakaly, John Jalili, Sergio Gonzalez, Suja Lowenthal;

Vicki Copeland, Vanessa Godinez, Robert Blackwood, and/or members of the Hermosa Beach City Council) and the members of the Hermosa Beach Police Officers Association regarding meeting and conferring over implementation and/or modification of a Body Worn Camera policy of the Hermosa Beach Police Department January 1, 2009, to present;

6. Copies of all IT records/copies of all electronic communications between representatives of the City of Hermosa Beach (including, but not limited to Sharon Papa, Milton McKinnon, Landon Phillips Thomas Bakaly, John Jalili, Sergio Gonzalez, Suja Lowenthal, Vicki Copeland, Vanessa Godinez, Robert Blackwood, and/or members of the Hermosa Beach City Council) and the members of the Hermosa Beach Police Officers Association regarding any request to meet and confer over changes to Police Department policies for the time period of April 26, 2017, to present;
7. Copies of any and all records wherein the City Council and/or City Manager authorized Milton McKinnon to negotiate wages, hours, and/or terms of conditions of employment with the Hermosa Beach Police Officers Association;
8. Copies of any and all records wherein the City Council and/or City Manager authorized Landon Phillips to negotiate wages, hours, and/or terms of conditions of employment with the Hermosa Beach Police Officers Association;
9. Copies of any and all records wherein the City Council and/or City Manager authorized Sharon Papa to negotiate wages, hours, and/or terms of conditions of employment with the Hermosa Beach Police Officers Association;
10. Copies of any and all proposals representatives of the City of Hermosa Beach and/or Hermosa Beach Police Department communicated/sent to the Hermosa Beach Police Officers Association regarding the Audio/Video Recording policies of the Hermosa Beach Police Department for the period of January 1, 2009 to present;
11. Copies of any and all drafts of the audio/video recording policies sent to the Hermosa Beach Police Officer Association by representatives/employees of the City of Hermosa Beach (including, but not limited to Sharon Papa, Milton McKinnon, Landon Phillips Thomas Bakaly, John Jalili, Sergio Gonzalez, Suja Lowenthal, Vicki Copeland, Vanessa Godinez, Robert Blackwood, and/or members of the Hermosa Beach City Council) for the period of January 1, 2017 to present;
12. Copies of any and all documents evidencing each and every time the City of Hermosa Beach contends that the Hermosa Beach Police Officers Association refused to meet and confer over the proposed changes to the Body Warn Camera policy and/or Police Department Policy O3.08-Audio/Video Recording policy;
13. Copies of any and all document evidencing the City of Hermosa Beach providing notice and an opportunity to meet and confer over any proposed changes to the Body Warn Camera policy and/or Police Department Policy O3.08-Audio/Video Recording policy; and
14. Copies of any and all payments for legal services made by the City of Hermosa Beach to the law firm of Liebert Cassidy Whitmore for the period of January 1, 2018, to present.

As you are aware the City of Hermosa Beach has instituted an Internet and E-mail Policy (Administrative Memorandum, IT-1) that establishes that "All communications transmitted on the E-Mail system are the property of the City and are subject to disclosure under the Public Records Act," and that "E-mail communications are not confidential." Additionally, as to any electronic mail messages that may be covered by this request, please note the effect of the passage of Proposition 59, which added Article I, section 3(b) to the California Constitution, to effectively neutralize the "deliberative process," exemption for electronic and other written communications among agency employees.

We ask for a determination on this request within ten (10) days of your receipt of it, and an even prompter reply if you can make that determination without having to review the record(s) in question. If you determined that any or all of the information qualifies for an exemption from disclosure, we ask you to note whether, as is normally the case under the Act, the exemption is discretionary, and if so whether it is necessary in this case to exercise your discretion to withhold the information. If you determined that some but not all of the information is exempt from disclosure and that you intend to withhold it, we ask that you redact it for the time being and make the rest available as requested. In any event, please provide a signed notification citing the legal authorities on which you rely if you determine that any or all of the information is exempt and will not be disclosed.

Under Section 6256, the City has ten days within which to respond to this request. If the Department chooses to withhold information, it must justify such withholding pursuant to Section 6255. If we are required to bring suit in order to obtain these records, we are entitled to attorney fees under Section 6259.

If you would like to discuss this matter further, please do not hesitate to contact the undersigned.

Very truly yours,

/s/ *Corey W. Glave*

COREY W. GLAVE